

TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT (Under 37 CFR 1.97(b) or 1.97(c))				Docket No. NBG-116	
In Re Application Of: Stefano Vassanelli et al.					
Application No. Unassigned	Filing Date July 29, 2006	Examiner Unassigned	Customer No. 48388	Group Art Unit Unassigned	Confirmation No. Unassigned
Title: BIOCHIP ELECTROPORATION AND ITS USE IN MULTI-SITE, SINGLE-CELL ELECTROPORATION					
<p style="text-align: center;">Address to: Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450</p> <p style="text-align: center;">37 CFR 1.97(b)</p> <p>1. <input checked="" type="checkbox"/> The Information Disclosure Statement submitted herewith is being filed within three months of the filing of a national application other than a continued prosecution application under 37 CFR 1.53(d); within three months of the date of entry of the national stage as set forth in 37 CFR 1.491 in an international application; before the mailing of a first Office Action on the merits, or before the mailing of a first Office Action after the filing of a request for continued examination under 37 CFR 1.114.</p> <p style="text-align: center;">37 CFR 1.97(c)</p> <p>2. <input type="checkbox"/> The Information Disclosure Statement submitted herewith is being filed after the period specified in 37 CFR 1.97(b), provided that the Information Disclosure Statement is filed before the mailing date of a Final Action under 37 CFR 1.113, a Notice of Allowance under 37 CFR 1.311, or an Action that otherwise closes prosecution in the application, and is accompanied by one of:</p> <p style="margin-left: 40px;"><input type="checkbox"/> the statement specified in 37 CFR 1.97(e);</p> <p style="text-align: center; margin: 10px 0;">OR</p> <p style="margin-left: 40px;"><input type="checkbox"/> the fee set forth in 37 CFR 1.17(p).</p>					

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 Docket No.
 NBG-116

 In Re Application of: **Stefano Vassanelli et al.**
10/587681

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Unassigned	July 29, 2006	Unassigned	48388	Unassigned	Unassigned

Title: BIOCHIP ELECTROPORATION AND ITS USE IN MULTI-SITE, SINGLE-CELL ELECTROPORATION
Payment of Fee

(Only complete if Applicant elects to pay the fee set forth in 37 CFR 1.17(p))

- ☐ A check in the amount of _____ is attached.
☒ The Director is hereby authorized to charge and credit Deposit Account No. 12-2147
 as described below.
 ☐ Charge the amount of _____
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 Signature of Person Mailing Correspondence

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*This certificate may only be used if paying by deposit account.

Dated: July 29, 2006

 Signature

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PATENT
ATTORNEY'S DOCKET NO.: NBG-116

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Stefano Vassanelli et al.
Serial No.: Unassigned National Stage of
PCT/EP2004/000789
Filed: July 29, 2006
For: BIOCHIP ELECTROPORATOR AND ITS USE IN MULTI-SITE,
SINGLE-CELL ELECTROPORATION
Examiner: Not Assigned
Art Unit: Not Assigned

CERTIFICATE OF EXPRESS MAILING UNDER 37 C.F.R. §1.10

I hereby certify that the following correspondence is being deposited with the United States Postal service as Express Mail, Label No. ED 133090749 US in an envelope addressed to Mail Stop: PCT, Commissioner for Patents, PO Box 1450, Alexandria, VA 22313—1450 on July 29, 2006.


Mark D. Lorusso

Mail Stop: PCT
Commissioner for Patents
PO BOX 1450
Alexandria, VA 22313-1450

**STATEMENT FILED PURSUANT TO THE DUTY OF
DISCLOSURE UNDER 37 C.F.R. §§1.56, 1.97 AND 1.98**

Sir:

Pursuant to the duty of disclosure under 37 C.F.R. §§1.56, 1.97 and 1.98, the applicants request consideration of this information disclosure statement.

Compliance with 37 C.F.R. §1.97

This information disclosure statement has been filed before the mailing of a first office action on the merits. No fee or certification is required.

Information Cited

The applicants hereby make of record in the above-identified application the information listed on the attached form PTO-1449 (modified). The order of presentation of the references should not be construed as an indication of the relative importance of the references.

Remarks

Pursuant to 37 C.F.R. § 1.98(a)(2)(i), copies of non-U.S. patent references are enclosed unless otherwise indicated on the attached form PTO-1449 (modified). A copy of an English language International Search Report in which the references are identified and their relevance highlighted is also enclosed. It is respectfully requested that:

- The examiner consider completely the cited information, along with any other information, in reaching a determination concerning the patentability of the present claims;
- The enclosed form PTO-1449 be signed by the examiner to evidence that the cited information has been fully considered by the Patent and Trademark Office during the examination of this application;
- The citations for the information be printed on any patent which issues from this application.

By submitting this information disclosure statement, the applicants make no representation that a search has been performed, of the extent of any search performed, or that more relevant information does not exist.

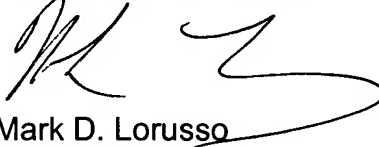
By submitting this information disclosure statement, the applicants make no representation that the information cited in the statement is, or is considered to be, material to patentability as defined in 37 C.F.R. §1.56(b).

-3-

By submitting this information disclosure statement, the applicants make no representation that the information cited in the statement is, or is considered to be, in fact, prior art as defined by 35 U.S.C. §102.

It is understood by applicants that the foregoing information will be considered and, to the extent deemed appropriate by the examiner, will be reflected in the examiner's communication.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Mark D. Lorusso', with a long, sweeping horizontal stroke extending to the right.

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Attorneys for Applicants

Docket No.: NBG-116

Date: July 29, 2006

INFORMATION DISCLOSURE CITATION
(Use several sheets if necessary)

Docket Number (Optional)

NBG-116

Application Number

371 of PCT/EP2004/000789

Applicant(s)

Stefano VASSANELLI et al.

10/587681

Filing Date

July 29, 2006

Group Art Unit

Unassigned

U.S. PATENT DOCUMENTS

*EXAMINER INITIAL	REF	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
		6,300,108 B1	Oct. 9, 2001	Rubinsky et al.	435	173.6	

FOREIGN PATENT DOCUMENTS

	REF	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	Translation	
							YES	NO
		WO 02/31171	4/18/02	PCT	12N	15/87	✓	

OTHER DOCUMENTS *(Including Author, Title, Date, Pertinent Pages, Etc.)*

		LIN, Y-C. et al.; A Microchip for Electroporation of Primary Endothelial Cells; SENSORS AND ACTUATORS A, Elsevier Sequoia S.A., Lausanne, Switzerland, vol. 108, no. 103, pp.12-19 (Nov. 15, 2003).
		HUANG, Y. et al., Microfabricated electroporation Chip for Single Cell Membrane Permeabilization, SENSORS AND ACTUATORS A, Elsevier Sequoia S.A., Lausanne, Switzerland, vol. 89, no. 3, pp.242-249 (Apr. 15, 2001).

EXAMINER

DATE CONSIDERED

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP Section 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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INITIAL

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HUANG, Y. et al., Flow-Through Micro-Electroporation Chip for High Efficiency Single-Cell Genetic Manipulation, SENSORS AND ACTUATORS A, Elsevier Sequoia S.A., Lausanne, Switzerland, vol. 104, no. 3, pp.205-212 (May 15, 2003).

LIN, Y.-C. et al., Electroporation Microchips for Continuous Gene Transfection, SENSORS AND ACTUATORS A, Elsevier Sequoia S.A., Lausanne, Switzerland, vol. 79, nos. 2-3, pp. 137-143 (Oct. 15, 2001).

OLFSSON, J. et al., Single-Cell Electroporation, CURRENT OPINION IN BIOTECHNOLOGY, vol. 14, no. 1, pp.29-34 (Feb. 1, 2003).

EXAMINER

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